

10/03/90

PUGET SOUND AIR POLLUTION CONTROL AGENCY,
a municipal corporation of the state of
Washington, 200 West Mercer Street, Room 205,
Seattle, Washington 98119-3958

NO. 7280

VS

NOTICE AND ORDER
OF CIVIL PENALTY

LONE STAR NORTHWEST
Washington General Partnership
Partners: Onoda Northwest Inc.
Lone Star Industries, Inc.
5975 E. Marginal Way South
PO Box 1730
Seattle, Washington 98111

You are hereby notified that, pursuant to RCW 70.94, you are in violation of Regulation I of the Puget Sound Air Pollution Control Agency and a fine of \$1,000.00 is assessed against you. The violation is as follows:

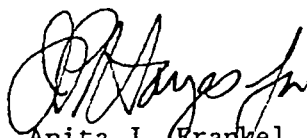
On or about the 31st day of July 1990, in King County, state of Washington, you violated Section 9.15(b)(3) of Regulation I. Section 9.15(b)(3) states: "It shall be unlawful for any person to cause or allow a vehicle to be operated on a paved roadway open to the public with deposits of mud, dirt, or other debris on the vehicle's body, fenders, frame, undercarriage, wheels, or tires. Deposits of particulate matter on a paved roadway open to the public shall be prima facie evidence of a violation of Subsection 9.15(b)".

<u>Time</u>	<u>Description</u>	<u>N/V #</u>
1:30 p.m.	Caused or allowed vehicles with deposits of cement dust to operate on a paved roadway open to the public at 5975 E. Marginal Way South in Seattle, Washington.	27085

Such penalty is due and payable within thirty (30) days of receipt of this notice, unless within such time a request for hearing is filed. (See reverse side for hearing procedure.)

If such penalty is not paid on or before the last mentioned date, or a request for hearing has not been made to the Pollution Control Hearings Board of Washington and the Air Pollution Control Officer, action will be commenced in court to recover such penalty.

Dated this 3rd day of October 1990.



Anita J. Frankel
Air Pollution Control Officer

Certified Mail No. P 543 230 001

cc: Ed Owens, Vice President
Lone Star Northwest
PO Box 1730
Seattle, WA 98111

USEPA SF



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NOTICE OF VIOLATION

Date of Violation: July 31, 1990 at 1:30 pm.

Name: <u>Lone Star Northwest</u>			
Source Location (Address) <u>5975 E Marginal Way</u>	City <u>Seattle</u>	County <u>King</u>	Zip <u>98</u>
Responsible Person, Owner or Agent, Title <u>Phil Mickleson President</u>			
Mailing Address <u>PO Box 1730</u>		Telephone	
City, State, Zip <u>Seattle WA 98111</u>		Cert. Mail No. <u>P543-230-129 & P543-230-130</u>	

DID UNLAWFULLY CAUSE OR ALLOW VIOLATION OF:

✓ REGULATION I OF THE PUGET SOUND AIR POLLUTION CONTROL AGENCY

- | | |
|--|--|
| <input type="checkbox"/> Section 3.05 (b) - Right of Entry Refused | <input type="checkbox"/> Section 9.12 - Odor and Nuisance Control Measures |
| <input type="checkbox"/> Section 6.03 (a) - Installation or Modification of Equipment Without a Permit | <input type="checkbox"/> Section 9.15 <u>(b)(3)</u> - Fugitive Dust |
| <input type="checkbox"/> Section 8.02 - Unlawful Outdoor Fire | <input type="checkbox"/> Section 9.20 - Equipment Not Maintained in Good Working Order |
| <input type="checkbox"/> Section 9.03 (a) - Excess Opacity | <input type="checkbox"/> Section - |
| <input type="checkbox"/> Section 9.11 (a) - Detriment to Person or Property | <input type="checkbox"/> Section - |

WAC 173 - -

Description of Violation: Lone Star Northwest did allow vehicles with deposits of cement dust to operate on a paved roadway open to the public.

Issued By [Signature] 7-31-90 1:30pm
On Behalf of Air Pollution Control Officer Date/Time

Person Receiving Notice
Signing this Notice is not an admission of guilt.

THIS VIOLATION MAY SUBJECT YOU TO PENALTIES UP TO \$1,000.00 PER DAY OR INJUNCTIVE ACTION. EACH DAY OF A CONTINUING OR REPEATED VIOLATION IS CONSIDERED A SEPARATE AND DISTINCT VIOLATION FOR PURPOSES OF ISSUANCE OF NOTICES AND ASSESSMENT OF PENALTIES.

CORRECTIVE ACTION NOTICE

Under the provisions of Section 3.09 of Regulation I and RCW 70.94.211 you are required to submit a written report within ten (10) days of receipt of this Notice describing the necessary corrective action you have taken or propose to take, including a schedule, to achieve continuous compliance with the regulations, and take the following necessary corrective action: